



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Balbierz and Johnson

SERIAL No.: 09/823,910

FILED: March 30, 2001

FOR: **TISSUE BIOPSY AND TREATMENT
APPARATUS AND METHOD**

EXAMINER: Vrettakos, P.

ART UNIT: 3739

CONFIRMATION No.: 7532

RECEIVED

APR 13 2004

TECHNOLOGY CENTER 3700

Amendment Under 37 C.F.R. 1.111

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

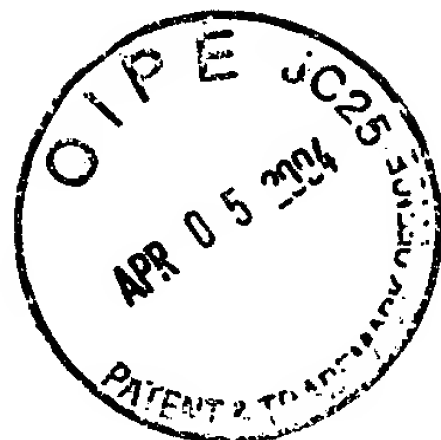
In response to the Office action dated December 4, 2003 in the above-identified application, please amend the above-identified application as follows.

Amendments to the claims begin on page 2.

Remarks/Arguments begin on page 14 of this paper.

41
Express Mail Label No. EV 337 198 826 US

04-07-04
Attorney Docket No. 37167-8039.US01 (13724-845)
/ 3739/8



Applicant: Balbierz and Johnson
Serial No.: 09/823,910
Filing Date: March 30, 2001
For: TISSUE BIOPSY AND TREATMENT
APPARATUS AND METHOD
Group Art Unit: 3739
Examiner: VRETTAKOS, P.
Confirmation No.: 7532

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

APR 13 2004

TECHNOLOGY CENTER 3700

Sir:

1. Transmitted herewith are the following:
 - ☒ An Amendment under 37 CFR §1.111
 - ☒ A Petition for 1-month Time Extension
 - ☒ An Information Disclosure Statement, Form PTO-1449 and copies of all references cited.
 - ☒ A check in the amount of \$235.00 covering fees due.
2. Entity Status
 - ☒ Small Entity Status (37 CFR 1.9 and 1.27) is proper for this case.
3. Conditional Petition for Extension of Time:
An Extension of Time is requested to provide for timely filing if necessary for timely filing of this transmittal and enclosures.
4. Provisional Fee Authorization
Please charge any underpayment in fees for timely filing of this transmittal and enclosures to Deposit Account No. 50-2207.

Respectfully submitted,
Perkins Coie LLP

Jacqueline F. Mahoney

Jacqueline F. Mahoney
Registration No. 48,390

Date: April 5, 2004

Correspondence Address:

Customer No. 22918
Phone: (650) 838-4410